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Legal Staff International Division

MILES & STOCKBRIDGE P.C.

To Nini, PCT Legal Department	
Fax no. 571-273-0459	Phone no.
From Mark A. Catan	Phone no. 703-610-8675
Date November 14, 2007	Time 4:39 PM
File no. 53951-168	Pages including cover

Message

Re: U.S. Patent Application No. 10/578,600

Filed May 8, 2006

To PCT Legal Department:

This is a courtesy copy of what was filed today. This application appears to be lost in the cracks, so this is just a plea for some help.

Confidentiality Notice • The information in this transmission is intended only for the individual or entity named above. It may be legally privileged and confidential. If you have received this information in error, notify us immediately by calling our operator at the number set forth below. Send the original transmission to us by mail. Return postage is guaranteed. If the reader of this message is not the intended recipient, you are hereby notified that any disclosure, dissemination, distribution or copying of this communication or its contents is strictly prohibited. If you do not receive all pages or have any problems with receiving this transmission, please call Mark A. Catan at 703-610-8675.



1751 Pinnacle Drive. Suite 500, McLean, VA 22102-3833 • 703.903.9000 • Fax: 703.610.8686 • www.milesstockbridge.com

Docket No. (AMENDED): 53951-168

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

MILES

In re Application of: James BRUGGER, et al.)	Confirmation	NO:
Application No.: 10/578,600	<u> </u>	Group Art Ur	nit: Unassigned
Filed: MAY 8, 2006)	Examiner:	Unassigned

For: IMPROVED METHODS AND APPARATUS FOR LEAK DETECTION IN BLOOD

PROCESSING SYSTEMS

United States Patent and Trademark Office Customer Service Window, Mail Stop PCT Randolph Building 401 Dulany Street Alexandria, Virginia 22314

TO PCT LEGAL DEPARTMENT
PETITION UNDER RULE 1.182
FOR CORRECTION OF TRANSMITTAL LETTER (PTO-1390)
TO THE UNITED STATES/DESIGNATED/ELECTED OFFICE
CONCERNING SUBMISSION UNDER 35 U.S.C 371

Sir:

This is a petition to request correction of the transmittal identified above which contained the following errors: (1) it incorrectly identified the International Application Number on the first page, only; (2) it contained the wrong Priority Date; and (3) it indicated that the filing was a Second submission rather than a first submission. The attached transmittal correctly identifies the International Application as PCT/US2004/036933, the Priority Date Claimed is 07 November 2003, this is a First submission. The original filing, with the incorrect transmittal letter contained the correct PCT application number on the second page and was filed with a copy of the published PCT application which also correctly identified the PCT application and the Priority Date Claimed. Applicants note that the continuity data in the PTO's docketing system was taken from the erroneous transmittal and requests correction.

The Commissioner is hereby authorized by this paper to charge any fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-1165.

Date: November 14, 2007
Miles & Stockbridge P.C.
1751 Pinnacle Drive, Suite 500

McLean, VA 22102

Telephone: 703-610-8675 Facsimile: 703-610-8686 CUSTOMER NO: 00181 Respectfully submitted,

Mark A. Catan

Attorney for Applicant Reg. No.: 38,720 Customer No. 00181

Express Mail Label No.:

TRANSMITTAL LETTER TO THE UNITED STATES		ATTORNEY'S DOCKET NUMBER 53951-168				
DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5)				
INTERN	ATIONAL APPLICATION NO. S2004/036933	INTERNATIONAL FILING DATE 05 November 2004	PRIORITY DATE CLAIMED 07 November 2003			
TITLE OF INVENTION IMPROVED METHODS AND APPARATUS FOR LEAK DETECTION IN BLOOD PROCESSING SYSTEMS						
APPLICANT(S) FOR DO/EO/US						
	S BRUGGER, CHRISTOPHER MCDO nt herewith submits to the United States		O/US) the following items and other information:			
1. 🔀	This is a FIRST submission of items concer	ning a filing under 35 U.S.C. 371.				
2. 🗀	This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371.					
з. 🔲	This is an express request to begin nations (21) indicated below.	el examination procedures (35 U.S.C.	371(f)). The submission must include items (5), (6), (9) and			
4. 🛛	The US has been elected (Article 31).					
5. 🛛	A copy of the International Application as file	ed (35 U.S.C. 371(c)(2)))				
	a. is attached hereto (required only if	not communicated by the International	Bureau).			
	b. As been communicated by the Inte	emational Bureau.				
	c. is not required, as the application w	as filed in the United States Receiving	g Office(RO/US)			
6. 🔲	An English language translation of the Inter	national Application as filed (35 U.S.C	. 371(c)(2)).			
	a. Is attached hereto.					
	b. has been previously submitted under	er 35 U.S.C. 154(d)(4).				
7. 🔀	Amendments to the claims of the Internation	nal Application under PCT Article 19 (3	35 U.S.C. 371(c)(3))			
		f not communicated by the Internation	al Bureau).			
	b. have been communicated by the Int	ternational Bureau.	,			
		time limit for making such amendmen	ts has NOT expired.			
	d. 🔀 have not been made and will not be made.					
8. 🗌	An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).					
9. 🔲	An oath or declaration of the inventor(s) (35	U.S.C. 371(c)(4)).				
10. 🗌	An English language translation of the annex Article 36 (35 U.S.C. 371(c)(5)).	kes of the International Preliminary Ex	amination Report under PCT			
Items	11 to 20 below concern document(s) or inf	formation included:				
11.	An Information Disclosure Statement under 3	37 CFR 1.97 and 1.98.				
12. 🔲	An assignment document for recording. A se	sparate cover sheet in compliance wit	h 37 CFR 3.28 and 3.31 is included.			
13. 🔲	A preliminary amendment.					
14. 🔲	An Application Data Sheet under 37 CFR 1.7	76.				
15.	A substitute specification.					
6.	A power of attorney and/or address letter.					
7.	A computer-readable form of the sequence list	sting in accordance with PCT Rule 13	ter.2 and 35 U.S.C. 1.821 - 1.825.			
8. 🗌	A second copy of the published international					
9. 🔲	A second copy of the English language trans	lation of the International application of	inder 35 U.S.C. 154(d)(4).			
o.	Other Items or information:					

his collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a banefit by the public, which is to file (and by the USPTO to process) an application. Confidentially is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete. Including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patert and Trademark Office, U.S. Department of Commerce,

U.S. APPLICATION NO. (TO BE ASSIGNED	If known, see 37 CFR 1.5)	INTERNATIONAL APPL PCT/US2004/03693			ATTORNEY'S DOCKET NUMBER 53951-168US NAT'L		
21. X The following fees	are submitted:			CAL	CULATIONS	PTO USE ONLY	
BASIC NATIONAL FEE (37 CFR 1.492(a) (1) - (5)):							
nor international search	eliminary examination fee (37 CF n fee (37 CFR 1.445(a)(2)) paid t ch Report not prepared by the EF	o USPTO	\$1110.00				
International preliminan USPTO but Internationa	y examination fee (37 CFR 1.482 al Search Report prepared by the	e) not paid to e EPO or JPO	\$950.00				
International preliminary but international search	y examination fee (37 CFR 1.482 fee (37 CFR 1.445(a)(2)) paid to	2) not paid to USPTO D USPTO	\$790.00				
International preliminary but all claims did not sa	y examination fee (37 CFR 1.482 tisfy provisions of PCT Article 33	t) paid to USPTO (1)-(4)	\$750.00				
International preliminar and all claims satisfied	y examination fee (37 CFR 1.482 provisions of PCT Article 33(1)-(2) paid to USPTO 4)	\$100.00				
ENT	TER APPROPRIATE BAS	SIC FEE AMOUNT =		\$1,	00.00		
Surcharge of \$130.00 for fifthe earliest claimed p	furnishing the path or declaration priority date (37 CFR 1.492(e)).	later than 30 months					
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	\$			
Total Claims	- 20 =		x \$18.00	\$			
Independent Claims	• 3 =		× \$88.00	\$			
MULTIPLE DEPENDENT C	CLAIMS(S) (if applicable)		+ 5300.00	\$			
	TO	OTAL OF ABOVE CA	ALCULATIONS =	\$1,0	00.00		
Applicant claims sma by 1/2.	ill entity status. See 37 CFR 1.23	7. The fees indicated above	e are reduced				
			SUBTOTAL =	\$1.0	000.00		
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(f)).				\$			
TOTAL NATIONAL FEE =				\$1,0	00.00		
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				\$			
		TOTAL FEE	S ENCLOSED =	\$1,0	00.00		
					unt to be	\$	
					unt to be	\$	
_	rmount of \$ to cover the a			_			
	my Deposit Account No. <u>16-250(</u> y of this sheet is anclosed.						
c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposition Account No. 16-2500. A duplicate copy of this sheet is enclosed.							
d. Fees are to be dinformation sho	charged to a credit card. WARNI ould not be included on this to	NG: Information on this form. Provide credit card in	rm may become public. formation and authoriza	Cred	it card PTO-2038.		
NOTE: Where an appropfiled and granted to resto	oriate time limit under 37 CFR are the application to pending s	1 454 au 1 405 han - 4 4	een met, a petition to	reviv	e (37 CFR 1.13	7(a) or (b)) must be	
SEND ALL CORRESPOND	DENCE TO:			~~		=	
Proskauer Rose LLP 1001 Pennsylvania Avenuc, N.W.				URE			
Suite 400 South			A. CATAN				
Washington, D.C. 20004 CUSTOMER NO: 61263 NAME					LEAGUE		
	į		<u>38,720</u>	_			
RM PTO-1390 (REV. 10-2004)			REGIŞTE	RATIO	NUMBER		
19-1930 (MEV, 10-2004)		Page 2 of 2					